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EXTRAORDINARY

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PART II—Section 2

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन
की रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation

LOK SABHA

The following Bills were introduced in Lok Sabha on the 24th November, 1986:—

BILL No. 135 OF 1986

A Bill further to amend the Customs Tariff Act, 1975.

Be it enacted by Parliament in the Thirty-seventh Year of the Republic of India as follows:—

1. This Act may be called the Customs Tariff (Amendment) Act, 1986. Short title

51 of 1975.

2. In the First Schedule to the Customs Tariff Act, 1975,—

(1) in Chapter 15,—

(i) in heading No. 15.12, in column (3), for the words “their fractions”, at the two places where they occur, the words “fractions thereof” shall be substituted;

(ii) in heading No. 15.13, in column (3), for the words “their fractions”, at the two places where they occur, the words “fractions thereof” shall be substituted;

(iii) in heading No. 15.14, in column (3), for the words “THEIR FRACTIONS”, the words “FRACTIONS THEREOF” shall be substituted;

Amend-
ment of
the First
Schedule.

(2) in Chapter 28, in sub-heading No. 2815.11, for the entry in column (4), the entry "200% plus Rs. 1,500 per tonne" shall be substituted;

(3) in Chapter 30, in sub-heading No. 3004.32, in column (3), for the word "cortex", the word "cortical" shall be substituted;

(4) in Chapter 32,—

(i) in heading No. 32.03, in column (3), for the words "PREPARATIONS BASED ON COLOURING MATTER OF VEGETABLE OR ANIMAL ORIGIN AS SPECIFIED IN NOTE 3 TO THIS CHAPTER", the words "PREPARATIONS AS SPECIFIED IN NOTE 3 TO THIS CHAPTER BASED ON COLOURING MATTER OF VEGETABLE OR ANIMAL ORIGIN" shall be substituted;

(ii) in heading No. 32.04, in column (3), for the words "PREPARATIONS BASED ON SYNTHETIC ORGANIC COLOURING MATTER AS SPECIFIED IN NOTE 3 TO THIS CHAPTER", the words "PREPARATIONS AS SPECIFIED IN NOTE 3 TO THIS CHAPTER BASED ON SYNTHETIC ORGANIC COLOURING MATTER" shall be substituted;

(iii) in heading No. 32.05, in column (3), for the words "PREPARATIONS BASED ON COLOUR LAKES AS SPECIFIED IN NOTE 3 TO THIS CHAPTER", the words "PREPARATIONS AS SPECIFIED IN NOTE 3 TO THIS CHAPTER BASED ON COLOUR LAKES" shall be substituted;

(5) in Chapter 37, in heading Nos. 37.05 and 37.06, in column (3), for the word "CINEMATOGRAPH", the word "CINEMATOGRAPHIC" shall be substituted;

(6) in Chapter 39, in Note 9, for the words "plastic layer", the words "layer of plastics" shall be substituted;

(7) in Chapter 42,—

(i) in Note 2, in clause (a), for the words "plastic sheeting", the words "sheeting of plastics" shall be substituted;

(ii) in heading No. 42.02, in column (3), for the words "PLASTIC SHEETING", the words "SHEETING OF PLASTICS" shall be substituted;

(8) in Chapter 48,—

(i) in Note 1, in clause (f), for the words "plastic sheeting", the words "sheeting of plastics" shall be substituted;

(ii) in Note 8, in sub-clause (iii) of clause (a), for the words "plastic layer", the words "layer of plastics" shall be substituted;

(9) in Chapter 56, in Note 3, in clause (c), for the word "textile", the words "textile material" shall be substituted;

(10) in Chapter 58, in sub-heading Nos. 5806.10, 5806.20, 5806.31, 5806.32, 5806.33 and 5806.40 for the entry in column (4), the entry "200%" shall be substituted;

(11) in Chapter 62, in Note 8, for the word "concerning", the word "covering" shall be substituted;

(12) in Chapter 72, in sub-heading Nos. 7210.70 and 7212.40, in column (3), for the words "plastic coated", the words "coated with plastics" shall be substituted;

(13) in Chapter 74, in Note 1, in sub-clause (i) of clause (b), for the words "shall be", the word "is" shall be substituted;

(14) in Chapter 75, in Subheading Note, in sub-clause (ii) of clause (b), for the words "shall be", the word "is" shall be substituted;

(15) in Chapter 76, in Subheading Note, in sub-clause (i) of clause (b), for the words "shall be", the word "is" shall be substituted;

(16) in Chapter 80, in Subheading Note, in sub-clause (ii) of clause (b), for the words "shall be", the word "is" shall be substituted;

(17) in Chapter 81, in Subheading Note, for the words "shall apply", the word "applies" shall be substituted;

(18) in Section XVI, in Note 1, in clause (a), for the words "unhardened vulcanised rubber", the words "vulcanised rubber other than hard rubber" shall be substituted;

(19) in Chapter 84, in sub-heading No. 8419.60, in column (3), for the word "gas", the words "other gases" shall be substituted;

(20) in Chapter 93, in heading No. 93.01, in column (3), for the word "ARMS", the words "THE ARMS" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

The First Schedule to the Customs Tariff Act, 1975 (51 of 1975), is based broadly on the system of classification derived from the International Convention on the Harmonised Commodity Description and Coding System. This system was developed by the Customs Co-operation Council. Certain editorial amendments have been approved by the Council. In the legal text of the Harmonised System which involve minor changes in the description of certain goods. These changes are proposed to be incorporated in the First Schedule to the Customs Tariff Act so as to be in line with the Harmonised System. These amendments will have no revenue effect.

2. Opportunity is being availed of to raise the tariff rates of customs duty in respect of Caustic Soda in solid form and on Narrow Elastic Tapes to protect the domestic industry.

3. The Bill seeks to achieve the above objects.

NEW DELHI;

The 14th November, 1986.

VISHWANATH PRATAP SINGH.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117(1) OF
THE CONSTITUTION OF INDIA

[Copy of letter No. F.348/24/86-TTU(Pt.) dated the 17th November, 1986 from Shri Vishwanath Pratap Singh, Minister of Finance to the Secretary-General, Lok Sabha.]

The President, having been informed of the subject matter of the Bill further to amend the Customs Tariff Act, 1975, recommends under clause (1) of article 117 of the Constitution of India, the introduction of the Bill in Lok Sabha.

BILL NO. 134 OF 1986

A Bill to provide for the establishment of a Bureau for the harmonious development of the activities of standardisation, marking and quality certification of goods and for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Thirty-seventh Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. (1) This Act may be called the Bureau of Indian Standards Act, 1986.

(2) It extends to the whole of India.

(3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. In this Act, unless the context otherwise requires,—

(a) “article” means (as respects standardisation and marking) any substance, artificial or natural, or partly artificial or partly natural, whether raw or partly or wholly processed or manufactured;

Short
title,
extent and
commence-
ment.

Definitions.

(b) "Bureau" means the Bureau of Indian Standards established under section 3;

(c) "consumer" means a consumer of any article or process;

(d) "covering" includes any stopper, cask, bottle, vessel, box, crate, cover, capsule, case, frame, wrapper or other container;

(e) "Executive Committee" means the Executive Committee constituted under sub-section (1) of section 4;

(f) "Fund" means the Fund constituted under section 18;

(g) "Indian Standard" means the standard (including any tentative or provisional standard) established and published by the Bureau, in relation to any article or process indicative of the quality and specification of such article or process and includes—

(i) any standard recognised by the Bureau under clause (b) of section 10; and

(ii) any standard established and published, or recognised, by the Indian Standards Institution and which is in force immediately before the date of establishment of the Bureau;

(h) "Indian Standards Institution" means the Indian Standards Institution set up under the Resolution of the Government of India in the late Department of Industries and Supplies No. 1 Std. (4)/45, dated the 3rd day of September, 1946, and registered under the Societies Registration Act, 1860;

21 of 1960.

(i) "inspecting officer" means an inspecting officer appointed under section 25;

(j) "licence" means a licence granted under section 15 to use the Indian Standards Certification Mark in relation to any article or process which conforms to the Indian Standard and includes any licence granted under the Indian Standards Institution (Certification Marks) Act, 1952 and is in force immediately before the date of establishment of the Bureau;

36 of 1952.

(k) "manufacturer" means the manufacturer of any article or process;

(l) "mark" includes a device, brand, heading, label, ticket, pictorial representation, name, signature, word, letter or numeral or any combination thereof;

(m) "member" means a member of the Bureau;

(n) "prescribed" means prescribed by rules made under this Act;

(o) "process" includes any practice, treatment and mode of manufacture of any article;

(p) "registering authority" means any authority competent under any law for the time being in force to register any company, firm or other body of persons, or any trade mark or design, or to grant a patent;

(q) "regulations" means regulations made by the Bureau under this Act;

(r) "rules" means rules made by the Central Government under this Act;

(s) "specification" means a description of an article or process as far as practicable by reference to its nature, quality, strength, purity, composition, quantity, dimensions, weight, grade, durability, origin, age, material, mode of manufacture or other characteristics to distinguish it from any other article or process;

(t) "Standard Mark" means the Bureau of Indian Standards Certification Mark specified by the Bureau to represent a particular Indian Standard and also includes any Indian Standards Institution Certification Mark specified by the Indian Standards Institution;

(u) "trade mark" means a mark used or proposed to be used in relation to goods for the purpose of indicating, or so as to indicate, a connection in the course of trade between the goods and some person having the right, either as proprietor or as registered user, to use the mark, whether with or without any indication of the identity of that person;

(v) an article is said to be marked with a Standard Mark if the article itself is marked with a Standard Mark or any covering containing, or label attached to, such article is so marked.

CHAPTER II

THE BUREAU OF INDIAN STANDARDS

3. (1) With effect from such date as the Central Government may, by notification in the Official Gazette, appoint in this behalf, there shall be established for the purposes of this Act, a Bureau, to be called the Bureau of Indian Standards.

Establishment and incorporation of Bureau of Indian Standards.

(2) The Bureau shall be a body corporate by the name aforesaid, having perpetual succession and a common seal with power, subject to the provisions of this Act, to acquire, hold and dispose of property, both movable and immovable, and to contract and shall by the said name sue and be sued.

(3) The Bureau shall consist of the following members, namely:—

(a) the Minister in charge of the Ministry or Department of the Central Government having administrative control of the Bureau who shall be *ex-officio* President of the Bureau;

(b) the Minister of State or a Deputy Minister, if any, in the Ministry or Department of the Central Government having administrative control of the Bureau who shall be *ex-officio* Vice-President of the Bureau, and where there is no such Minister of State or Deputy Minister, such person as may be nominated by the Central Government to be the Vice-President of the Bureau;

(c) the Secretary to the Government of India in charge of the Ministry or Department of the Central Government having administrative control of the Bureau *ex-officio*;

(d) the Director-General of the Bureau *ex-officio*;

(e) such number of other persons, to represent the Government, industry, scientific and research institutions and other interests, as may be prescribed, to be appointed by the Central Government.

(4) The term of office of the members referred to in clause (e) of sub-section (3) and the manner of filling vacancies among, and the procedure to be followed in the discharge of their functions by, the members, shall be such as may be prescribed.

(5) The Bureau may associate with itself, in such manner and for such purposes as may be prescribed, any persons whose assistance or advice it may desire in complying with any of the provisions of this Act and a person so associated shall have the right to take part in the discussions of the Bureau relevant to the purposes for which he has been associated but shall not have the right to vote.

Constitution
of the
Executive
Committee.

4. (1) The Bureau may, with the prior approval of the Central Government, by notification in the Official Gazette, constitute an Executive Committee which shall consist of the following members, namely:—

(a) Director-General of the Bureau, who shall be its *ex-officio* Chairman;

(b) such number of members, as may be prescribed.

(2) The Executive Committee constituted under sub-section (1) shall perform, exercise and discharge such of the functions, powers and duties of the Bureau as may be delegated to it by the Bureau.

Constitution
of the Ad-
visory Com-
mittees and
other com-
mittees.

5. (1) Subject to any regulations made in this behalf, the Bureau may, from time to time and as and when it is considered necessary, constitute the following Advisory Committees for the efficient discharge of its functions, namely:—

(a) Financial Committee;

(b) Certification Advisory Committee;

(c) Standards Advisory Committee;

(d) Laboratory Advisory Committee;

(e) Planning and Development Advisory Committees;

(f) such number of other committees as may be determined by regulations.

(2) Each Advisory Committee shall consist of a Chairman and such other members as may be determined by regulations.

(3) Without prejudice to the powers contained in sub-section (1) the Bureau may constitute, as and when considered necessary, such

number of technical committees of experts for the formulation of standards in respect of articles or processes.

6. No act or proceedings of the Bureau, the Executive Committee or any Committee constituted under section 5 shall be invalid merely by reason of—

(a) any vacancy in, or any defect in the constitution of the Bureau or the Committee; or

(b) any defect in the appointment of a person acting as a member of the Bureau or Committee; or

(c) any irregularity in the procedure of the Bureau or the Committee not affecting the merits of the case.

Vacancies, etc., not to invalidate proceedings of Bureau, Executive Committee, etc.

7. (1) The Central Government shall appoint a Director-General of the Bureau.

Director-General of the Bureau.

(2) The terms and conditions of service of the Director-General of the Bureau shall be such as may be prescribed.

(3) Subject to the general superintendence and control of the Bureau, the Director-General of the Bureau shall be the Chief Executive Authority of the Bureau.

(4) The Director-General of the Bureau shall exercise and discharge such of the powers and duties of the Bureau as may be determined by regulations.

8. (1) The Bureau may appoint such other officers and employees as it considers necessary for the efficient discharge of its functions under this Act.

Officers and employees of the Bureau.

(2) The terms and conditions of service of officers and employees of the Bureau appointed under sub-section (1) shall be such as may be determined by regulations.

CHAPTER III

TRANSFER OF ASSETS, LIABILITIES, ETC. OF THE INDIAN STANDARDS

INSTITUTION TO THE BUREAU

9. (1) On and from the date of establishment of the Bureau,—

(a) any reference to the Indian Standards Institution in any law other than this Act or in any contract or other instrument shall be deemed as a reference to the Bureau;

(b) all properties and assets, movable and immovable, of, or belonging to, the Indian Standards Institution shall vest in the Bureau;

(c) all the rights and liabilities of the Indian Standards Institution shall be transferred to, and be the rights and liabilities of, the Bureau;

(d) without prejudice to the provisions of clause (e), all debts, obligations and liabilities incurred, all contracts entered into and all matters and things engaged to be done by, with or for the Indian

Transfer of assets, liabilities and employees of Indian Standards Institution.

Standards Institution immediately before that date, for or in connection with the purposes of the said Institution shall be deemed to have been incurred, entered into, or engaged to be done by, with or for, the Bureau;

(e) all sums of money due to the Indian Standards Institution immediately before that date shall be deemed to be due to the Bureau;

(f) all suits and other legal proceedings instituted or which could have been instituted by or against the Indian Standards Institution immediately before that date may be continued or may be instituted by or against the Bureau; and

(g) every employee holding any office under the Indian Standards Institution immediately before that date shall hold his office in the Bureau by the same tenure and upon the same terms and conditions of service as respects remuneration, leave, provident fund, retirement or other terminal benefits as he would have held such office if the Bureau had not been established and shall continue to do so as an employee of the Bureau or until the expiry of a period of six months from that date if such employee opts not to be the employee of the Bureau within such period.

(2) Notwithstanding anything contained in the Industrial Disputes Act, 1947 or in any other law for the time being in force, the absorption of any employee by the Bureau in its regular service under this section shall not entitle such employee to any compensation under that Act or other law and no such claim shall be entertained by any court, tribunal or other authority.

14 of 1947.

CHAPTER IV

POWERS AND FUNCTIONS OF THE BUREAU

Functions of the Bureau

10. (1) The Bureau may exercise such powers and perform such duties as may be assigned to it by or under this Act and, in particular, such powers include the power to—

(a) establish, publish and promote in such manner as may be prescribed the Indian Standard, in relation to any article or process;

(b) recognise as an Indian Standard, in such manner as may be prescribed, any standard established by any other Institution in India or elsewhere, in relation to any article or process;

(c) specify a Standard Mark to be called the Bureau of Indian Standards Certification Mark which shall be of such design and contain such particulars as may be prescribed to represent a particular Indian standard;

(d) grant, renew, suspend or cancel a licence for the use of the Standard Mark;

(e) levy fees for the grant or renewal of any licence;

(f) make such inspection and take such samples of any material or substance as may be necessary to see whether any article or process in relation to which the Standard Mark has been used con-

forms to the Indian Standard or whether the Standard Mark has been improperly used in relation to any article or process with or without a licence;

(g) seek recognition of the Bureau and of the Indian Standards outside India on such terms and conditions as may be mutually agreed upon by the Bureau with any corresponding institution or organisation in any country;

(h) establish, maintain and recognise laboratories for the purposes of standardisation and quality control and for such other purposes as may be prescribed;

(i) undertake research for the formulation of Indian Standards in the interests of consumers and manufacturers;

(j) recognise any institution in India or outside which is engaged in the standardisation of any article or process or the improvement of the quality of any article or process;

(k) provide services to manufacturers and consumers of articles or processes on such terms and conditions as may be mutually agreed upon;

(l) appoint agents in India or outside India for the inspection, testing and such other purposes as may be prescribed;

(m) establish branches, offices or agencies in India or outside;

(n) inspect any article or process, at such times and at such places as may be prescribed in relation to which the Standard Mark is used or which is required to conform to the Indian Standard by this Act or under any other law irrespective of whether such article or process is in India or is brought or intended to be brought into India from a place outside India;

(o) co-ordinate activities of any manufacturer or association of manufacturers or consumers engaged in standardisation and in the improvement of the quality of any article or process or in the implementation of any quality control activities;

(p) perform such other functions as may be prescribed.

(2) The Bureau shall perform its functions under this section in accordance with, and subject to, such rules as may be made by the Central Government.

11. (1) No person shall use, in relation to any article or process, or in the title of any patent, or in any trade mark or design the Standard Mark or any colourable imitation thereof, except under a licence.

Prohibition of improper use of Standard Mark.

(2) No person shall, notwithstanding that he has been granted a licence, use in relation to any article or process the Standard Mark or any colourable imitation thereof unless such article or process conforms to the Indian Standard.

Prohibition of use of certain names, etc.

12. No person shall, except in such cases and under such conditions as may be prescribed, use without the previous permission of the Bureau,—

(a) any name which so nearly resembles the name of the Bureau as to deceive or likely to deceive the public or which contains the expression "Indian Standard" or any abbreviation thereof; or

(b) any mark or trade mark in relation to any article or process containing the expressions "Indian Standard" or "Indian Standard Specification" or any abbreviation of such expressions.

Prohibition of registration in certain cases.

13. (1) Notwithstanding anything contained in any law for the time being in force, no registering authority shall—

(a) register any company, firm or other body of persons which bears any name or mark; or

(b) register a trade mark or design which bears any name or mark; or

(c) grant a patent, in respect of an invention, which bears a title containing any name or mark,

if the use of such name or mark is in contravention of section 11 or section 12.

(2) If any question arises before a registering authority whether the use of any name or mark is in contravention of section 11 or section 12 the registering authority may refer the question to the Central Government whose decision thereon shall be final.

Compulsory use of Standard Mark for articles and processes to certain scheduled industries.

14. If the Central Government, after consulting the Bureau, is of the opinion that it is necessary or expedient so to do, in the public interest, it may, by order published in the Official Gazette,—

(a) notify any article or process of any scheduled industry which shall conform to the Indian Standard; and

(b) direct the use of the Standard Mark under a licence as compulsory on such article or process.

Explanation.—For the purposes of this section, the expression "scheduled industry" shall have the meaning assigned to it in the Industries (Development and Regulation) Act, 1951.

65 of 1951.

CHAPTER V

LICENCE

Grant of licence.

15. (1) The Bureau may, by order, grant, renew, suspend or cancel a licence in such manner as may be determined by regulations.

(2) The grant or renewal of the licence under sub-section (1) shall be subject to such conditions and on payment of such fees as may be determined by regulations.

Appeal.

16. (1) Any person aggrieved by an order made under section 15 may prefer an appeal to the Central Government within such period as may be prescribed

(2) No appeal shall be admitted if it is preferred after the expiry of the period prescribed therefor:

Provided that an appeal may be admitted after the expiry of the period prescribed therefor if the appellant satisfies the Central Government that he had sufficient cause for not preferring the appeal within the prescribed period.

(3) Every appeal made under this section shall be made in such form and shall be accompanied by a copy of the order appealed against and by such fees as may be prescribed.

(4) The procedure for disposing of an appeal shall be such as may be prescribed:

Provided that before disposing of an appeal, the appellant shall be given a reasonable opportunity of being heard.

CHAPTER VI

FINANCE, ACCOUNTS AND AUDIT

17. The Central Government may, after due appropriation made by Parliament by law in this behalf, make to the Bureau grants and loans of such sums of money as that Government may consider necessary.

Grants and loans by the Central Government.

18. (1) There shall be constituted a Fund to be called the Bureau of Indian Standards Fund and there shall be credited thereto—

Fund.

(a) any grants and loans made to the Bureau by the Central Government under section 17;

(b) all fees and charges received by the Bureau under this Act;

(c) all sums received by the Bureau from such other sources as may be decided upon by the Central Government.

(2) The Fund shall be applied for meeting—

(a) the salary, allowances and other remuneration of the members, Director-General, officers and other employees of the Bureau;

(b) expenses of the Bureau in the discharge of its functions under section 10;

(c) expenses on objects and for purposes authorised by this Act.

19. (1) The Bureau may, with the consent of the Central Government or in accordance with the terms of any general or special authority given to it by the Central Government, borrow money from any source as it may deem fit for discharging all or any of its functions under this Act.

Borrowing powers of the Bureau.

(2) The Central Government may guarantee in such manner as it thinks fit, the payment of the principal and the payment of interest thereon with respect to the loans borrowed by the Bureau under subsection (1).

20. The Bureau shall prepare, in such form and at such time in each financial year as may be prescribed, its budget for the next financial year, showing the estimated receipts and expenditure of the Bureau and forward the same to the Central Government.

Budget.

Annual
report.

21. The Bureau shall prepare, in such form and at such time in each financial year as may be prescribed, its annual report, giving a full account of its activities during the previous financial year, and submit a copy thereof to the Central Government.

Accounts
and audit.

22. (1) The Bureau shall maintain proper accounts and other relevant records and prepare an annual statement of accounts, in such form as may be prescribed by the Central Government in consultation with the Comptroller and Auditor-General of India.

(2) The accounts of the Bureau shall be audited by the Comptroller and Auditor-General of India at such intervals as may be specified by him and any expenditure incurred in connection with such audit shall be payable by the Bureau to the Comptroller and Auditor-General.

(3) The Comptroller and Auditor-General of India and any person appointed by him in connection with the audit of the accounts of the Bureau shall have the same rights and privileges and the authority in connection with such audit as the Comptroller and Auditor-General generally has in connection with the audit of Government accounts and, in particular, shall have the right to demand the production of books, accounts, connected vouchers and other documents and papers and to inspect any of the offices of the Bureau.

(4) The accounts of the Bureau as certified by the Comptroller and Auditor-General of India or any other person appointed by him in this behalf together with the audit report thereon shall be forwarded annually to the Central Government and that Government shall cause the same to be laid before each House of Parliament.

Annual
report
to be laid
before
Parlia-
ment.

23. The Central Government shall cause the annual report to be laid, as soon as may be after it is received, before each House of Parliament.

CHAPTER VII

MISCELLANEOUS

Power of
Central
Govern-
ment to
issue
directions.

24. (1) Without prejudice to the foregoing provisions of this Act, the Bureau shall, in the exercise of its powers or the performance of its functions under this Act, be bound by such directions on questions of policy as the Central Government may give in writing to it from time to time:

Provided that the Bureau shall, as far as practicable, be given an opportunity to express its views before any direction is given under this sub-section.

(2) The decision of the Central Government whether a question is one of policy or not shall be final.

Inspecting
officer.

25. (1) The Bureau may appoint as many inspecting officers as may be necessary for the purpose of inspecting whether any article or process in relation to which the Standard Mark has been used conforms to the

Indian Standard or whether the Standard Mark has been properly used in relation to any article or process with or without licence, and for the purpose of performing such other functions as may be assigned to them.

(2) Subject to any rules made under this Act, an inspecting officer shall have power to—

(a) inspect any operation carried on in connection with any article or process in relation to which the Standard Mark has been used; and

(b) take samples of any article or of any material or substances used in any article or process, in relation to which the Standard Mark has been used.

(3) Every inspecting officer shall be furnished by the Bureau with a certificate of appointment as an inspecting officer and the certificate shall, on demand, be produced by the inspecting officer.

26. (1) If the inspecting officer has reason to believe that any article or process in relation to which the contravention of section 11 or section 12 has taken place are secreted in any place, premises or vehicles, he may enter into and search such place, premises or vehicle for such article or process.

Power to
search
and
seizure.

(2) Where, as a result of any search made under sub-section (1), any article or process has been found in relation to which contravention of section 11 or section 12 has taken place, he may seize such article and other things which, in his opinion, will be useful for, or relevant to, any proceeding under this Act:

Provided that where it is not practicable to seize any such article or thing, the inspecting officer may serve on the owner an order that he shall not remove, part with, or otherwise deal with, the article or things except with the previous permission of the inspecting officer.

2 of 1974.

(3) The provisions of the Code of Criminal Procedure, 1973, relating to searches and seizures shall, so far as may be, apply to every search or seizure made under this section.

27. The Bureau may, by general or special order in writing, delegate to any member, member of the Executive Committee, officer of the Bureau or any other person subject to such conditions, if any, as may be specified in the order, such of its powers and functions under this Act (except the powers under section 38) as it may deem necessary.

Delegation.

28. Every licensee shall supply the Bureau with such information, and with such samples of any material or substance used in relation to any article or process, as the Bureau may require.

Power to
obtain in-
formation.

29. Nothing in this Act shall exempt any person from any suit or other proceeding which might, apart from this Act, be brought against him.

Savings.

30. Any information obtained by an inspecting officer or the Bureau from any statement made or information supplied or any evidence given or from inspection made under the provisions of this Act shall be treated as confidential:

Certain
matters
to be kept
confidential.

Provided that nothing in this section shall apply to the disclosure of any information for the purpose of prosecution under this Act.

Members,
officers
and em-
ployees of
the Bureau
to be
public
servants.

31. All members, officers and other employees of the Bureau shall be deemed, when acting or purporting to act in pursuance of any of the provisions of this Act, to be public servants within the meaning of section 21 of the Indian Penal Code.

45 of 1860.

Protec-
tion of
action
taken in
good faith.

32. No suit, prosecution or other legal proceeding shall lie against the Government or any officer of the Government or any member, officer or other employee of the Bureau for anything which is in good faith done or intended to be done under this Act or the rules or regulations made thereunder.

Penalty
for
improper
use of
Standard
Mark, etc.

33. (1) Any person who contravenes the provisions of section 11, or section 12 or section 14 or section 15 shall be punishable with imprisonment for a term which may extend to one year or with fine which may extend to fifty thousand rupees, or with both.

(2) Any court trying a contravention under sub-section (1) may direct that any property in respect of which the contravention has taken place shall be forfeited to the Bureau.

Cogni-
zance of
offences
by courts.

34. (1) No court shall take cognizance of any offence punishable under this Act save on a complaint made by or under the authority of the Government or Bureau or by any officer empowered in this behalf by the Government or the Bureau, or any consumer or any association recognised in this behalf by the Central Government or State Government.

(2) No court inferior to that of a Metropolitan Magistrate or a Judicial Magistrate of the first class specially empowered in this behalf shall try any offence punishable under this Act.

Offences
by com-
panies.

35. (1) Where an offence under this Act has been committed by a company, every person who at the time the offence was committed was in charge of, and was responsible to, the company for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly:

Provided that nothing contained in this sub-section shall render any such person liable to any punishment provided in this Act, if he proves that the offence was committed without his knowledge or that he had exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.—For the purposes of this section,—

(a) “company” means any body corporate and includes a firm or other association of individuals; and

(b) “director”, in relation to a firm, means a partner in the firm.

36. All orders and decisions of, and all other instruments issued by, the Bureau shall be authenticated by the signature of such officer or officers as may be authorised by the Bureau in this behalf.

Authenti-
cation of
orders and
other in-
struments
of the
Bureau.

37. (1) The Central Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.

Power to
make
rules.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the number of members of the Bureau and the interest such members would represent under clause (e) of sub-section (3) of section 3;

(b) the term of office of the members of the Bureau, the manner for filling vacancies and the procedure to be followed in the discharge of their functions by, the members under sub-section (4) of section 3;

(c) the manner in, and the purposes for, which the Bureau may associate with itself any person for assistance and advice under sub-section (5) of section 3;

(d) the number of members of the Bureau who will be members of the Executive Committee under clause (b) of sub-section (1) of section 4;

(e) the terms and conditions of service of the Director-General of the Bureau under sub-section (2) of section 7;

(f) the design and the particulars to represent a particular Indian Standard under clause (c) of sub-section (1) of section 10;

(g) the purposes for which laboratories for the purposes of standardisation and quality control shall be established by the Bureau;

(h) the purposes for which agents may be appointed by the Bureau in India or outside India under clause (l) of sub-section (1) of section 10;

(i) the times and places at which any article or process may be inspected under clause (n) of sub-section (1) of section 10;

(j) the additional functions that may be performed by the Bureau under section 10;

(k) the cases in which, and the conditions subject to which, exemption may be granted under section 12;

(l) the form in which, and the time at which, the Bureau shall prepare its budget under section 20 and its annual report under section 21;

(m) the manner in which the accounts of the Bureau shall be maintained under section 22;

(n) the conditions subject to which inspecting officer may exercise his powers under sub-section (2) of section 25;

(o) any other matter which is to be, or may be, prescribed, or in respect of which provision is to be, or may be, made by rules.

**Power to
make
regula-
tions.**

38. (1) The Executive Committee may, with the previous approval of the Central Government, by notification in the Official Gazette, make regulations consistent with this Act and the rules generally to carry out the purposes of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such regulations may provide for all or any of the following matters, namely:—

(a) the members of the Advisory Committees constituted under section 5;

(b) the powers and duties that may be exercised and discharged by the Director General of Bureau under sub-section (4) of section 7;

(c) the terms and conditions of service of officers and employees of the Bureau under sub-section (2) of section 8;

(d) the manner of grant, renewal, suspension or cancellation of licence under sub-section (1) of section 15;

(e) the conditions subject to which a licence may be granted or renewed and the fees payable therefor under sub-section (2) of section 15.

**Rules and
regulations
to be laid
before
Parliament.**

39. Every rule and every regulation made under this Act shall be laid as soon as may be after it is made before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation or both Houses agree that the rule or regulation should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation.

**Act not
to affect
operation
of certain
Acts.**

40. Nothing in this Act shall affect the operation of the Agricultural Produce (Grading and Marking) Act, 1937 or the Drugs and Cosmetics Act, 1930 or any other law for the time being in force, which deals with any standardisation or quality control of any article or process.

**Power to
remove
difficul-
ties.**

41. (1) If any difficulty arises in giving effect to the provisions of this Act the Central Government may, by order, published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act as may appear to be necessary for removing the difficulty:

Provided that no order shall be made under this section after the expiry of five years from the commencement of this Act.

1 of 1937.
23 of 1940.

(2) Every order made under this section shall be laid, as soon as may be after it is made, before each House of Parliament.

36 of 1952. 42. (1) The Indian Standards Institution (Certification Marks) Act, 1952, is hereby repealed.

**Repeal
and
saving.**

(2) Notwithstanding such repeal, anything done or any act taken or purported to have done or taken (including any rule, regulation, notification, scheme, specification, Indian Standard, Standard Mark, notification or order or notice made, issued or adopted, or any appointment, or declaration made or any licence, permission, authorisation or exemption granted or any document or instrument executed or direction given or any proceedings taken or any penalty or fine imposed) under the Act hereby repealed shall, in so far as it is not inconsistent with the provisions of this Act, be deemed to have been done or taken under the corresponding provisions of this Act.

10 of 1897. (3) The mention of particular matters in sub-section (2) shall not be held to prejudice or affect the general application of section 6 of the General Clauses Act, 1897 with regard to the effect of repeal.

STATEMENT OF OBJECTS AND REASONS

The Indian Standards Institution was registered as a society under the Societies Registration Act, 1860 in January, 1947 to prepare and promote standards. The Indian Standards Institution (Certification Marks) Act, 1952 covers the operation of the certification marks scheme, while the formulation of standards and other related work is not governed by any legislation.

2. When the Indian Standards Institution was established, the industrial development in the country was still in its infancy. During the last 39 years, there has been substantial progress in various sectors of the Indian economy. The industrial and agricultural sectors have undergone structural and qualitative transformation under the Five Year Plans. In this context, a new thrust has to be given to standardisation and quality control. A national strategy for according appropriate recognition and importance of standards is to be evolved and integrated with the growth and development of production and exports in various sectors of the national economy. The public sector and private sectors including small scale industries have to intensify efforts to produce more and more standard and quality goods so as to help in inducing faster growth, increasing exports and making available goods to the satisfaction of the consumers.

3. The organisations for formulating standards have to be given due recognition and status to enable it to discharge its functions effectively and efficiently in the acceptance and promotion of Indian Standards not only in this country but even abroad. Apart from the representations of the industry, such an organisation should also have adequate representation for users and consumer organisations, Central and State Governments, research organisations and regulatory agencies. For all these reasons, it is considered necessary to have the organisation for standards as a statutory institution which will have adequate autonomy and flexibility in its operations and will also ensure that priority is given to various aspects of its functions in line with national priorities.

4. To achieve these objectives, it is proposed to set up a Bureau of Indian Standards as a statutory institution.

5. The Bill provides that the Bureau of Indian Standards will be a body corporate and specifies its composition and the constitution of an Executive Committee to carry on the day to day activities of the Bureau. The proposed Bureau will take over the staff, assets and liabilities of the Indian Standards Institution and perform all functions which are now being performed by the Indian Standards Institution. The Bill will provide access to the Bureau's Standards and Certification Marks to suppliers of like products originating in General Agreement on Trade and Tariff (GATT) code countries. The Bill also makes provision for the making of grants and the advancing of loans to the Bureau by the Central Government and the necessary provisions for the better administration of a

body corporate like constitution of fund, accounts and audit, etc. The Bill provides for the repeal of the Indian Standards Institution (Certification Marks) Act, 1952.

NEW DELHI;

H. K. L. BHAGAT.

The 14th November, 1986.

Notes on Clauses

Clause 2 seeks to define certain words and expressions used in the Bill.

Clause 3 provides for the establishment and incorporation of the Bureau of Indian Standards and its constitution and terms and conditions of services of the Members.

Clause 4 provides for the constitution of the Executive Committee of the Bureau and the functions, powers and duties to be performed, exercised and discharged by the Executive Committee.

Clause 5 lays down the constitution of advisory committees such as Financial Committee, Certification Advisory Committee, etc., and constitution of technical committees of experts by Bureau for efficient discharge of its functions.

Clause 6 lays down that any vacancy, defect or irregularity in the constitution, appointment, procedure of the Bureau or the Executive Committee or any committee shall not invalidate the proceedings of the Bureau or the Executive Committee.

Clause 7 provides for the appointment of the Director-General of the Bureau and his powers and duties.

Clause 8 provides for the appointment of officers and employees of the Bureau and the terms and conditions of their service.

Clause 9 provides for the transfer of assets and liabilities of the existing Indian Standards Institution to the Bureau. It further provides for the transfer of employees of the Indian Standards Institution to the Bureau.

Clause 10 provides for the functions of the Bureau, mainly to establish, publish and promote Indian Standards in relation to any article or process seek recognition of the Bureau and Indian Standards outside India recognised as an Indian Standard, any standard established by any institution in India or outside India, specified Standard Marks established, maintained and recognised laboratories, appoint agents in India or outside, provide services to manufacturers and consumers consistent with the object of this Bill.

Clause 11 prohibits the improper use of Standard Marks except under a licence.

Clause 12 prohibits use of certain names which so nearly resembles the name of the Bureau.

Clause 13 prohibits registration of a company, firm, etc., which bears the name or mark or register a trade mark or design which bears the name or mark if the use of such name or mark is in contravention of clause 11 or clause 12.

Clause 14 empowers the Central Government to notify any article, process or any scheduled industry which can be produced only under the licence from the Bureau.

Clause 15 deals with the grant, renewal, suspension, cancellation of a licence.

Clause 16 lays down a provision for appeal to the Central Government against any order under clause 15 and procedure therefor.

Clause 17 provides for making of grants and loans by the Central Government to the Bureau.

Clause 18 provides for the constitution of the Bureau of Indian Standards Fund. It further provides that all the receipts of the Bureau should be credited thereto and all its payment should be made therefrom.

Clause 19 empowers the Bureau to borrow with the consent of Central Government money from any source as it may deem fit for discharge of its functions under this Bill. The clause also lays down that the loans borrowed by the authority may be guaranteed by the Central Government for its repayment and payment of interest thereon.

Clause 20, 21 and 23 make the usual provisions regarding preparation of budget, annual reports and laying the annual report before each House of Parliament.

Clause 22 deals with the maintenance of proper accounts by the Bureau and its audit by the Comptroller and Auditor-General of India.

Clause 24 of the Bill empowers the Central Government to issue directions on question of policy to the Bureau in the discharge of its functions and duties.

Clause 25 of the Bill empowers the Bureau to appoint Inspecting Officers for the purpose of inspection specified therein.

Clause 26 empowers the Inspecting Officer the entry into and search of a place, premises or vehicle where article or process are secreted in contravention of clause 11 or clause 12. It further empowers Inspecting Officer to seize such article.

Clause 27 empowers the Bureau to delegate to the Director-General or any other member or any officer of the Bureau or any other person such of its powers and functions under this Bill, except the powers under section 37, as it may deem necessary.

Clause 28 provides for supply of information to the Bureau by the licensee.

Clause 29 saves the suits or proceedings which might be brought against any person under any other law.

Clause 30 provides that information obtained by Inspecting Officer or the Bureau under the provisions of this Bill shall be kept confidential except for the purposes of prosecution of any person under this Bill.

Clause 31 lays down that all Members, Members of the Executive Committee, Director-General, officers and other employees of the Bureau, when acting in pursuance of any provisions of this Bill shall be deemed public servants.

Clause 32 seeks to give protection to the Central Government, or to any officer of the Central Government or Members, Members of the

Executive Committee, officers or employees of the Bureau in respect of anything done or intended to be done in good faith in pursuance of this Bill or rules and regulations made under this Bill.

Clause 33 provides for penalty for contravention of the provisions of clause 11, 12 or 14 and forfeiture of the property in respect of which such contravention has taken place.

Clause 34 provides for cognizance of offences punishable under this Bill and the courts therefor.

Clause 35 fixes criminal liabilities on the Directors and the principal officers of the companies and firms, etc., for the offences committed by such company.

Clause 36 provides that all orders and decisions of the Bureau shall be authenticated by the signature of such officer or officers as may be authorised by the Bureau in this behalf.

Clause 37 empowers the Central Government to make rules for carrying out purposes of this Act.

Clause 38 empowers the Bureau to make regulations for the purposes of giving effect to the provisions of this Bill.

Clause 39 lays down that every rule and regulation made under this Bill shall be laid before such House of Parliament.

Clause 40 saves the operation of agricultural produce (grading and marking) Act, 1937 or the Drugs or Cosmetics Act or any other law for the time being in force which deals with standards or quality control of any article or process.

Clause 41 seeks to empower the Central Government to remove any difficulty which may arise in giving effect to the provisions of this Bill.

Clause 42 seeks to repeal the Indian Standard Institution (Certification Mark) Act, 1952 and save the action taken or purported to have been done or taken thereunder.

FINANCIAL MEMORANDUM

Clause 3 of the Bureau of Indian Standards Bill, 1986 provides for the establishment of the Bureau of Indian Standards for harmonious development in the activities of standardisation and quality certification and to perform the functions specified in clause 10.

2. Clause 17 of the Bill provides for payment of grants and loans to the Bureau of Indian Standards by the Central Government after due appropriation made by Parliament by law in this behalf. The grants and loans to the Bureau will depend on the future requirements of the Bureau in the context of its functions. On the basis of the proposals before the Government, the recurring expenditure of the Bureau during the year 1987-88 will be around Rs. 11.74 crores and total income from non-Governmental sources shall be to the extent of Rs. 10.18 crores. To bridge the gap between the income and expenditure, the grants and loans from the Government of India under the said clause shall be to the extent of Rs. 1.56 crores during the year 1987-88. The expenditure that may have to be incurred by the Central Government in future years from the Consolidated Fund of India on this account cannot be estimated at present.

3. Clause 19 (2) of the Bill provides for the guarantees by the Central Government on the repayment of the principal and the payment of interest, in respect of the loans borrowed by the Bureau under sub-clause (1) of that clause. The ultimate liability arising out of such guarantee cannot be estimated at this stage.

4. The Bill, if enacted and brought into operation, will not involve any other recurring or non-recurring expenditure.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 37 of the Bill empowers the Central Government to make rules for carrying out the purposes of the proposed legislation. The matter with respect to which rules may be made had been detailed in sub-clause (2). The matters *inter alia* relate to provide the number of Members of the Bureau and the interest such members would represent, the term of office of the Members of the Bureau, the manner of filling vacancies and the procedure to be followed in discharge of their functions by the members, the terms and conditions of the service of the Director-General of the Bureau, the design and the particulars to represent a particular Indian Standard, the purposes for which laboratory for the purposes of standardisation and quality control shall be established, the purpose for which the agents may be appointed by the Bureau, the case in which and conditions subject to the exemption may be granted from the provisions of the use of certain names, provide for fee for grant of licence and its renewal, the period for the form of and the fees for an appeal and procedure therefor but the time for preparation of budget and annual reports and the manner of maintenance of accounts.

Clause 38 of the Bill empowers the Bureau to make regulations not inconsistent with the proposed legislation and the rules made thereunder for enabling the authority to discharge its functions, the matter in relation to which the authority may make regulation have been detailed in sub-clause (2). The matters *inter alia* relate to the constitution of the advisory committees and the number of the members of such advisory committees. The terms and conditions of the service of the officers and employees of the Bureau, to provide for manner of grant, renewal, suspension and cancellation of licences and the conditions for grant and renewal of licences and fees therefor. It has been provided in clause 38 that every rule and regulation made under this Bill shall be laid before each House of Parliament.

The matters in respect of which rules and regulations may be made are essentially matters of detail or procedure. The delegation of legislative power is, therefore, of a normal character.

BILL No. 131 OF 1986

A Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1986-87.

Be it enacted by Parliament in the Thirty-seventh Year of the Republic of India as follows:—

1. This Act may be called the Appropriation (No. 5) Act, 1986.

Short
title.

2. From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of three thousand and thirty-eight crores, fifty-three lakhs and ninety-seven thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1986-87, in respect of the services specified in column 2 of the Schedule.

Issue of
Rs. 3038,
53,97,000
out of the
Consol-
dated Fund
of India
for the year
1986-87.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

Appropriation.

THE SCHEDULE
(See sections 2 and 3)

1 No. of Vote	2 Services and purposes	3		
		Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
2	Agriculture . . . Revenue	1,000	..	1,000
3	Fisheries . . . Capital	..	40,00,000	40,00,000
8	Department of Rural Development . . . Revenue	128,00,01,000	..	128,00,01,000
9	Department of Fertiliz- ers . . . Revenue	36,00,00,000	..	36,00,00,000
	Capital	1,01,00,000	..	1,01,00,000
10	Ministry of Commerce Revenue	4,00,000	..	4,00,000
11	Foreign Trade and Export Production . Revenue	125,00,00,000	10,00,000	125,10,00,000
12	Supplies and Disposals . Revenue	86,00,000	..	86,00,000
16	Telecommunication Services . . . Capital	3,000	..	3,000
17	Ministry of Defence . Revenue	7,40,00,000	..	7,40,00,000
19	Defence Services—Army Revenue	642,98,00,000	68,00,000	643,66,00,000
20	Defence Services—Navy Revenue	25,00,00,000	..	25,00,00,000
21	Defence Services—Air Force . . . Revenue	136,00,00,000	..	136,00,00,000
22	Capital Outlay on De- fence Services . . . Capital	121,00,00,000	..	121,00,00,000
26	Ministry of Environ- ment and Forests . Revenue	13,50,000	..	13,50,000
27	Environment . . . Revenue	79,62,000	..	79,62,000
28	Forest and Wild Life . Revenue	40,80,000	..	40,80,000
29	Ministry of External Affairs . . . Revenue	16,00,00,000	..	16,00,00,000
30	Ministry of Finance . Revenue	1,15,00,000	..	1,15,00,000
31	Customs . . . Revenue	3,30,00,000	..	3,30,00,000
32	Union Excise Duties Revenue	11,00,00,000	..	11,00,00,000
33	Taxes on Income, Estate Duty, Wealth Tax and Gift Tax . . Revenue	13,56,00,000	..	13,56,00,000

No. of Vote	2		3		
	Services and purposes		Suma not exceeding		Total
			Voted by Parliament	Charged on the Consolidated Fund	
			Rs.	Rs.	Rs.
34	Stamps	Revenue	3,72,15,000	10,000	3,72,25,000
36	Currency, Coinage and Mint	Revenue	11,65,86,000	18,38,000	11,84,24,000
		Capital	1,06,000	1,59,000	2,65,000
40	Other Expenditure of the Ministry of Finance	Revenue	4,000	12,000	16,000
		Capital	18,30,00,000	..	18,30,00,000
42	Department of Food .	Revenue	258,80,00,000	..	258,80,00,000
		Capital	600,00,00,000	..	600,00,00,000
43	Department of Civil Supplies	Revenue	86,00,000	..	86,00,000
44	Ministry of Health and Family Welfare	Revenue	17,00,000	..	17,00,000
45	Medical and Public Health	Revenue	10,00,02,000	..	10,00,02,000
48	Cabinet	Revenue	1,00,00,000	..	1,00,00,000
56A	Chandigarh	Revenue	54,18,01,000	1,06,95,000	55,24,96,000
		Capital	19,20,34,000	37,50,000	19,57,84,000
57	Ministry of Human Resource Development	Revenue	49,76,000	..	49,76,000
59	Youth Affairs and Sports	Capital	62,05,00,000	..	62,05,00,000
61	Art and Culture . . .	Revenue	6,80,00,000	..	6,80,00,000
62	Archaeology	Revenue	1,22,56,000	..	1,22,56,000
63	Ministry of Industry	Revenue	72,00,000	..	72,00,000
64	Industries	Revenue	1,12,000	..	1,12,000
66	Ministry of Information and Broadcasting	Revenue	23,66,000	..	23,66,000
67	Information and Pub- licity	Capital	8,60,00,000	..	8,60,00,000
69	Ministry of Labour .	Revenue	18,00,000	..	18,00,000
70	Labour and Employ- ment	Revenue	..	90,000	90,000
71	Ministry of Law and Justice	Revenue	..	6,000	6,000
72	Administration of Justice	Revenue	..	30,00,000	30,00,000
73	Department of Parliamentary Affairs	Revenue	3,80,000	..	3,80,000
74	Department of Tourism	Revenue	2,68,00,000	..	2,68,00,000

1	2	3		
		Sumas not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
No. of Vote	Services and purposes	Rs.	Rs.	Rs.
76	Ministry of Petroleum and Natural Gas Revenue	20,75,00,000	..	20,75,00,000
	Capital	467,00,00,000	..	467,00,00,000
78	Statistics Revenue	1,56,00,000	..	1,56,00,000
79	Ministry of Programme Implementation Revenue	15,00,000	..	15,00,000
80	Department of Science and Technology Revenue	46,28,000	..	46,28,000
81	Survey of India] Revenue	7,98,45,000	48,000	7,98,93,000
82	Meteorology Revenue	46,00,000	..	46,00,000
83	Department of Scientific and Industrial Research Revenue	2,00,000	..	2,00,000
84	Department of Steel Capital	79,10,00,000	..	79,10,00,000
85	Department of Mines Revenue	5,47,50,000	..	5,47,50,000
	Capital	2,000	..	2,000
86	Ministry of Textiles] Revenue	12,32,00,000	..	12,32,00,000
	Capital	..	1,00,00,000	1,00,00,000
87	Ministry of Transport (excluding Railways) Revenue	1,66,00,000	..	1,66,00,000
88	Roads Capital	8,05,33,000	..	8,05,33,000
89	Ports, Lighthouses and Shipping Revenue	70,00,000	..	70,00,000
	Capital	22,00,000	..	22,00,000
90	Road and Inland Water Transport Revenue	2,00,000	..	2,00,000
	Capital	23,45,00,000	..	23,45,00,000
92	Ministry of Urban Development Revenue	37,00,000	..	37,00,000
93	Public Works Revenue	6,88,43,000	..	6,88,43,000
	Capital	1,000	..	1,000
95	Housing and Urban Development Revenue	5,51,90,000	53,000	5,52,43,000
	Capital	10,20,03,000	..	10,20,03,000
96	Stationery and Printing Revenue	5,08,96,000	..	5,08,96,000
97	Ministry of Water Resources Revenue	2,79,00,000	..	2,79,00,000

1	2	3		
No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
100	Atomic Energy Re- search Development and Industrial Projects Revenue	..	1,02,000	1,02,000
	Capital	1,000	..	1,000
104	Department of Space Revenue	15,77,66,000	3,000	15,77,69,000
	Capital	27,72,19,000	..	27,72,19,000
	CHARGED.— <i>Staff, House- hold and Allowances of the President</i> Revenue	..	5,79,000	5,79,000
107	Secretariat of the Vice- President Revenue	1,00,000	..	1,00,000
	TOTAL	3034,33,12,000	4,20,85,000	038,53,97,000

STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of article 114(1) of the Constitution of India, read with article 115 thereof, to provide for the appropriation out of the Consolidated Fund of India of the moneys required to meet the supplementary expenditure charged on the Consolidated Fund of India and the grants made by the Lok Sabha for expenditure of the Central Government, excluding Railways, for the financial year 1986-87.

VISHWANATH PRATAP SINGH.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF THE
CONSTITUTION OF INDIA

[Copy of letter No. F. 4(74)-B(SE)/86, dated the 10th November, 1986 from Shri Vishwanath Pratap Singh, Minister of Finance to the Secretary-General, Lok Sabha.]

The President, having been informed of the subject matter of the proposed Bill to authorise appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year ending on the 31st day of March, 1987, recommends the introduction of the Appropriation (No. 5) Bill, 1986 in Lok Sabha and also recommends to Lok Sabha the consideration of the Bill under article 117 (1) and (3) of the Constitution read with article 115(2) thereof.

2. The Bill will be introduced in Lok Sabha after all the Supplementary Demands for Grants for 1986-87 have been voted.

SUBHASH C. KASHYAP,
Secretary-General.